

ORIGINAL

Of Counsel:

ALSTON HUNT FLOYD & ING

Attorneys At Law

A Law Corporation

PAUL ALSTON 1126-0

GLENN T. MELCHINGER 7135-0

American Savings Bank Tower

1001 Bishop Street, 18th Floor

Honolulu, Hawai'i 96813

Telephone: (808) 524-1800

Facsimile: (808) 524-4591

E-mail: palston@ahfi.com

gtm@ahfi.com

Attorneys for Plaintiff

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

JAN 08 2007

at 1 o'clock and 12 min. M
SUE BEITIA, CLERK

LODGED

JAN 05 2007
10:10 AM
CLERK, U. S. DISTRICT COURT
DISTRICT OF HAWAII

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

SPORTS SHINKO CO., LTD., a
Japanese corporation,

Plaintiff,

vs.

OR HOTEL, LLC, a Hawai'i
limited liability company, KG
HOLDINGS, LLC, a Hawai'i
limited liability company,
FRANKLIN K. MUKAI,

Defendants.

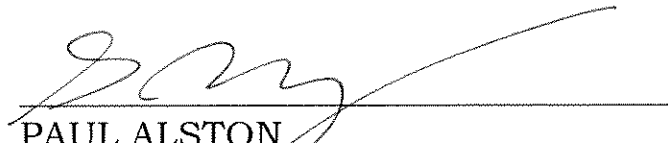
CV 04-00127 ACK/BMK

**STIPULATION TO FILE
THIRD AMENDED COMPLAINT
(OCEAN RESORT HOTEL) AND
ORDER; EXHIBIT "A"**

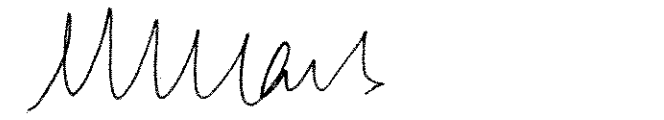
**STIPULATION TO FILE THIRD AMENDED COMPLAINT
(OCEAN RESORT HOTEL)**

Pursuant to Rule 15(a) of the Federal Rules of Civil Procedure, the parties hereby stipulate, through their respective counsel, that Plaintiff may file a Third Amended Complaint, as set forth in the attached Exhibit "A".


DATED: Honolulu, Hawai'i, January 4, 2007.



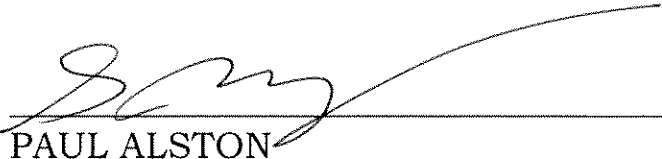
PAUL ALSTON
GLENN T. MELCHINGER
Attorneys for Plaintiff
SPORTS SHINKO CO., LTD.



WARREN PRICE III
ROBERT A. MARKS
Attorneys for Defendants
OR HOTEL, LLC and
KG HOLDINGS, LLC



WILLIAM A. BORDNER
Attorneys for Defendant
FRANKLIN K. MUKAI



PAUL ALSTON

GLENN T. MELCHINGER

Attorneys for Third-

Party Defendants

SPORTS SHINKO CO., LTD.,

SPORTS SHINKO (USA) CO., LTD.,

SPORTS SHINKO (HAWAII) CO.,

LTD., SPORTS SHINKO (MILILANI)

CO., LTD., SPORTS SHINKO

(KAUAI) CO., LTD., SPORTS

SHINKO (PUKALANI) CO., LTD.,

SPORTS SHINKO RESORT HOTEL

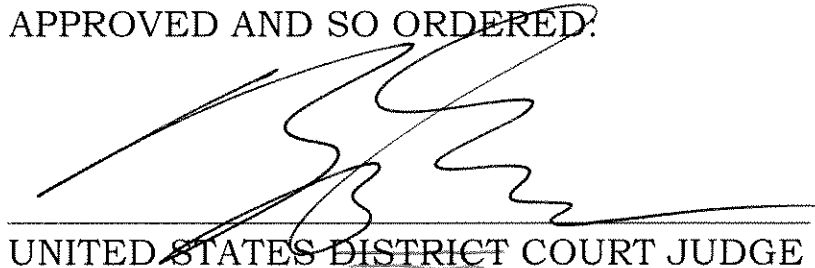
CORPORATION, SPORTS SHINKO

(WAIKIKI) CORPORATION AND

OCEAN RESORT HOTEL

CORPORATION

APPROVED AND SO ORDERED:



UNITED STATES DISTRICT COURT JUDGE

United States Magistrate Judge

**STIPULATION TO FILE THIRD AMENDED COMPLAINT (OCEAN RESORT HOTEL)
AND ORDER**

Sports Shinko Co., Ltd. v. OR Hotel, LLC, et al.

CV 04-00127 ACK/BMK